

Handwritten notes: 447, D. 447, 9-11-03, Response / Elect

Attorney Docket No. 01386/LH  
IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Applicant(s): N. SAKAI  
Serial No. : 09/869,774  
Filed : July 2, 2001  
For : VIBRATION ACTUATOR HAVING AN  
ELASTIC MEMBER BETWEEN A  
SUSPENSION PLATE AND A  
MAGNETIC CIRCUIT DEVICE TOKIN  
CORPORATION  
Art Unit : 2832  
Examiner : BARBERA, RAMON M.

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N. Sahadeo

Nalini P. Sahadeo

Dated: September 3, 2003

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RESPONSE- 37 CFR 1.111

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S I R :

This is responsive to the Office Action mailed  
August 12, 2003, the term for response to which expires on  
September 12, 2003.

ELECTION

Applicant hereby elects Species I, Fig. 1, for further  
prosecution on the merits, without traverse.

The claims readable on elected Species I (Fig. 1) are claims  
1-21, 23, 24 and 27.

With respect to claim 21, it is noted that the vibration  
transmitter 12 in Fig. 1 has an inner peripheral surface which  
serves as a stopper as recited in claim 21. Thus, it is

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respectfully submitted that claim 21 is also readable on Species I.

The Examiner considers that claims 1-7, 9-20, 23, 24 and 27 are generic.

If a generic claim is ultimately found to be allowable, it is requested that the Examiner consider claims directed to non-elected species so long as such claims depend from or otherwise include the subject of an allowable generic claim.

It is respectfully submitted that this paper is fully responsive to the outstanding Office Action. It is respectfully requested that prosecution on the merits now proceed on the basis of the election set forth hereinabove.

If the Examiner has any comments, questions, objections or recommendations, the Examiner is invited to telephone the undersigned at the telephone number given below for prompt action.

Respectfully submitted,

September 3, 2003

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